

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

JEREMY P. SPENCER §
VS. § CIVIL ACTION NO. 1:17cv43
SHEILA JACKSON, ET AL. §

ORDER ADOPTING THE MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION

Plaintiff Jeremy P. Spencer, proceeding *pro se*, filed the above-styled lawsuit against several defendants, including Jim Eiselstein. The Court previously referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, for consideration pursuant to applicable orders of this court.

Defendant Eiselstein has filed a motion to dismiss (doc. no. 22). The Magistrate Judge has submitted a Report and Recommendation of United States Magistrate Judge (doc. no. 36) recommending the motion be granted.

The Court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record and pleadings. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ADOPTED**. The motion to dismiss filed by defendant Eiselstein is **GRANTED** and the claim against defendant Eiselstein is **DISMISSED** for failure to state a claim upon which relief may be granted.

So Ordered and Signed

Sep 23, 2018



Ron Clark, Senior District Judge